

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____ STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	
ESTATE OF (Name): _____ <div style="display: flex; justify-content: space-around;"> <input type="checkbox"/> DECEDENT <input type="checkbox"/> CONSERVATEE <input type="checkbox"/> MINOR </div>	
PETITION FOR APPOINTMENT OF GUARDIAN AD LITEM—PROBATE <input type="checkbox"/> EX PARTE	
CASE NUMBER: _____	
NOTE: This form is for use in proceedings under the Probate Code, except for compromise of an action to which a minor or incompetent person is a party. A person seeking the appointment of a guardian ad litem in a civil proceeding should use form 982(a)(27). A person seeking the appointment of a guardian ad litem in a family law proceeding should use form FL-935. An individual may not act as a guardian ad litem unless the individual is an attorney or is represented by an attorney. A guardian ad litem is NOT the same as a guardian of the person or the estate.	

1. Petitioner (name): _____ is
 - a. ☐ personal representative of the estate of:
 - b. ☐ guardian of:
 - c. ☐ conservator of:
 - d. ☐ trustee of:
 - e. ☐ other interested person (specify capacity):

2. This petition seeks the appointment of the following person as guardian ad litem (state name, address, and telephone number):

3. The guardian ad litem is to represent the interests of the following person (state name, address, and telephone number):

4. The person to be represented is
 - a. ☐ a minor (date of birth):
 - b. ☐ an incapacitated person.
 - c. ☐ an unborn person.
 - d. ☐ an unascertained person.
 - e. ☐ a person whose identity or address is unknown.
 - f. ☐ a designated class of persons who are not ascertained or are not in being.

5. Appointment of a guardian ad litem arises out of issues regarding
 - a. ☐ the execution of a disclaimer under Probate Code section 277 (specify details in Attachment 5a).
 - b. ☐ the representation of the interests of a spouse alleged to lack legal capacity (Probate Code, §§ 3112 and 3140) (specify details in Attachment 5b).
 - c. ☐ the consent to modification or termination of trust (Probate Code, § 15405) (specify details in Attachment 5c).
 - d. ☐ the approval and settlement of claims against a deceased settlor (Probate Code, § 19029) (specify details in Attachment 5d).
 - e. ☐ the representation of a minor, incapacitated person, or other person identified in Probate Code section 1003(a) in a proceeding under the Probate Code (Probate Code, § 1003(a)) (specify details in Attachment 5e).
 - f. ☐ other (specify. Continue in Attachment 5f if necessary):

ESTATE OF (Name): _____ <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input type="checkbox"/> DECEDENT <input type="checkbox"/> CONSERVATEE <input type="checkbox"/> MINOR </div>	CASE NUMBER: _____
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6. The appointment of a guardian ad litem is
- ☐ proper because the minor has no guardian of his or her estate.
 - ☐ necessary for the following reasons (*specify reasons. Continue in Attachment 6b if necessary*):

7. The proposed guardian ad litem's relationship to the person he or she is representing is
- ☐ related (*state relationship*):

 - ☐ not related (*specify capacity*):

8. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person he or she is representing as explained in Attachment 8 and has no interest adverse to the interests of that person.
9. Notice of this proceeding
- ☐ will be given to the parties named in Attachment 9a.
 - ☐ should be dispensed with for the following reasons (*specify reasons for ex parte request. Continue in Attachment 9b if necessary*):

10. Number of pages attached: _____

Date: _____

(TYPE OR PRINT NAME)		(SIGNATURE OF ATTORNEY)
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

(TYPE OR PRINT NAME)		(SIGNATURE OF PETITIONER)
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CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem and I declare under penalty of perjury under the laws of the State of California that the foregoing petition is true and correct.

Date: _____

(TYPE OR PRINT NAME)		(SIGNATURE OF PROPOSED GUARDIAN)
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☐ CONSENT OF MINOR 12 YEARS OF AGE OR OLDER (*Optional*)

I, (name): _____, am (*specify age*): _____ years of age and hereby
 nominate (name): _____ to be my guardian ad litem to represent my interests
 for the reasons set forth in items 5 and 6 of this petition.

Date: _____

(TYPE OR PRINT NAME)		(SIGNATURE OF MINOR 12 YEARS OF AGE OR OLDER)
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